

Docket No.: EPTM-P03-001 (PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Confirmation No.:

5991

Lee et al.

10/773032

Art Unit:

1631

Filed:

Application No.:

February 5, 2004

For:

PROTEOME EPITOPE TAGS AND

Examiner:

J. Lin

METHODS OF USE THEREOF IN PROTEIN

MODIFICATION ANALYSIS

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT (sIDS)

MS Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

In accordance with 37 C.F.R. § 1.97, Applicant(s) hereby make of record the following additional documents. A PTO Form SB/08 and a full copy of each of the documents required under 37 C.F.R. § 1.98(a)(2) accompany this statement.

This Supplemental Information Disclosure Statement (IDS) is filed more than three months after the U.S. filing date, AND after the mailing date of the first Office Action on the merits, but before the mailing date of a Final Office Action or Notice of Allowance (37 C.F.R. § 1.97(c)).

Applicants have become aware of the following non-U.S. patent or patent application publication, cited in two International Search Reports both issued on <u>December 22, 2005</u>, during the prosecution of international application no. PCT/US2004/038283 and international application no. PCT/US2004/038539, which PCT applications are both relevant to the above referenced application, and in accordance with 37 C.F.R. § 1.97(c), hereby submit these documents for the Examiner's consideration. These documents are cited on the enclosed PTO Form SB/08, and copies of the two International Search Reports and of each document required under 37 C.F.R. § 1.98(a)(2) cited thereon are enclosed as well.

Application No.: 10/773032 Docket No.: EPTM-P03-001

Applicant has not submitted copies of the two cited U.S. patent and U.S. patent application publication (i.e., references AB1 and AC1) as required by 37 C.F.R. § 1.98(a)(2)(i), amended October 2004, as the U.S. Patent and Trademark Office has waived this requirement for all U.S. patent applications. Applicant submits herewith copies of foreign and non-patents in accordance with 37 C.F.R. § 1.98(a)(2).

This statement is not to be interpreted as a representation that the cited documents are material, that an exhaustive search has been conducted, or that no other relevant information exists. Nor shall the citation of any document herein be construed *per se* as a representation that such document is prior art. Moreover, Applicants understand the Examiner will make an independent evaluation of the cited documents.

It is submitted that the Information Disclosure Statement is in compliance with 37 C.F.R. § 1.98 and the Examiner is respectfully requested to consider the listed references.

Please charge our Deposit Account No. 18-1945 in the amount of \$180.00 covering the fee set forth in 37 C.F.R. § 1.17(p). The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 18-1945, under Order No. EPTM-P03-001. A duplicate copy of this paper is enclosed.

Dated: March 24, 2006

Respectfully submitted,

Yu Lu, Ph.D.

Registration No.: 50,306

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

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Sheet

Application Number	10/773032
Filing Date	February 5, 2004
First Named Inventor	Frank D. Lee
Art Unit	1631
Examiner Name	J. Lin
Attorney Docket Number	EPTM-P03-001

	U.S. PATENT DOCUMENTS					
Examiner	Cite	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	
Initials*	No.1	Number-Kind Code ² (if known)				
	A13*	US-6,897,073-A1	09-19-2002	Wagner et al.		
	A14*	US-20030143612-A1	07-31-2003	Ault-Riche et al.		
	A15	US-2002110843	08-15-2002	DUMAS, D.P.		

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FOREIGN PATENT DOCUMENTS						
Examiner	Cite	Foreign Patent Document	Publication Date	Name of Patentee or	Pages, Columns, Lines, Where Relevant Passages	
Initials* No.1	Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)	MM-DD-YYYY	Applicant of Cited Document	or Relevant Figures Appear		
	ВМ	WO 99/38013	07-29-1999	XERION		
				PHARMACEUTICALS		
	BN	WO 01/78652	10-25-2001	METABOLON		

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. * CITE NO.: Those application(s) which are marked with an single asterisk (*) next to the Cite No. are not supplied (under 37 CFR 1.98(a)(2)(iii)) because that application was filed after June 30, 2003 or is available in the IFW. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

NON PATENT LITERATURE DOCUMENTS				
Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T²	
	CU	PHELPS et al., "Metabolomics and Microarrays for Improved Understanding of Phenotypic Characteristics Controlled by Both Genomics and Environmental constrainsts", Curr. Opi. Biotech. Vol. 13(1): 20-24, (2002).		
	CV	SUMNER L W et al., "Plant metabolomics: large-scale phytochemistry in the functional genomics era", Phytochemistry, Pergamon Press, GB, vol. 62, no. 6, (2003).		

^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Examiner	Date	
	Considered	
Signature	Considered	

Applicant's unique citation designation number (optional). ²Applicant is to place a check mark here if English language Translation is attached.

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application No. (if known): 10/773032

Attorney Docket No.: EPTM-P03-001

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I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:

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On March 27, 2006

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Registration Number, if applicable

Telephone Number

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IDS (Citation) by Applicant (7 References) (1 page)

Copy of International Search Report in PCT/US04/038283 (2 pages) Copy of International Search Report in PCT/US04/038539 (2 pages)

References: BM-BN and CU-CV

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